IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: KOBAYASHI

Application No.: 10/563,302

Filed: 1/4/2006

Title: ELECTROSTATIC CHUCK FOR SUBSTRATE STAGE, ELECTRODE USED

FOR THE CHUCK, AND TREATING SYSTEM HAVING THE CHUCK AND

ELECTRODE

Art Unit: 2836 Exr.: T. MAI CONF. No.: 8395

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS P.O. BOX 1450 Alexandria, VA 22313-1450 JANUARY 26, 2009 (Monday)

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision in the Final Office Action, dated July 24, 2008, of the Primary Examiner, finally rejecting claims 31-48.

The items checked below are appropriate:

[X] A Petition for Extension of Time, including a Credit Card Payment form for the required fee, is filed concurrently herewith.

[X] The Appeal Fee of \$540 is being electronically submitted herewith.

Please charge any shortage in fees due in connection with the filing of this Notice of Appeal, including extension of time fees, to Deposit Account No. 01-2135 (1113.45730X00) and please credit any excess fees to such deposit account.

Respectfully submitted,
ANTONELLI, TERRY, STOUT & KRAUS, LLP

By <u>/Gregory E. Montone/</u> Gregory E. Montone

Registration No. 28,141

GEM/dks

1300 North Seventeenth Street, Suite 1800

Arlington, Virginia 22209 Telephone: (703) 312-6600

Facsimile: (703) 312-6666